

SENATE NATURAL RESOURCES  
AMENDMENT NO. 6  
DATE 2-21-07  
SEN. NO. SB293

Amendments to Senate Bill No. 293  
1st Reading Copy

Requested by Senator Rick Laible

For the Senate Natural Resources and Energy Committee

Prepared by Joe Kolman  
February 21, 2007 (2:15pm)

1. Title, page 1, line 4.  
**Strike:** "CREATING" through "USE ACT;"
2. Title, page 1, line 5.  
**Following:** "MANAGEMENT OF"  
**Insert:** "PUBLIC"
3. Page 1, line 12.  
**Following:** "Montana's"  
**Strike:** "state, federal, tribal, and private"  
**Insert:** "public"
4. Page 1, line 14.  
**Following:** "management"  
**Strike:** "of"  
**Insert:** "on some public"
5. Page 1, line 19 through line 23.  
**Strike:** line 19 through line 23 in their entirety
6. Page 1.  
**Following:** line 23  
**Insert:** "WHEREAS, innovative partnerships between traditional adversaries in federal forest management demonstrate that consensus-based solutions can be reached on landscape level projects on federal lands that integrate active forest management, restoration, and stewardship; and"
7. Page 1, line 25.  
**Following:** "management of"  
**Insert:** "public"
8. Page 1, line 29 through line 30.  
**Strike:** section 1 in its entirety  
**Renumber:** subsequent sections
9. Page 2, line 3.  
**Following:** "management of"  
**Strike:** "all"  
**Insert:** "public"

10. Page 2, line 5.

**Following:** "that"

**Insert:** "public"

**Following:** "should be"

**Insert:** "sustainably"

11. Page 2, line 7.

**Following:** line 6

**Insert:** "(3) The legislature finds that sustainable forest stewardship and management of Montana's public forests requires a balanced approach that ensures a stable timber supply, active restoration, healthy watersheds and fish and wildlife habitat, areas for natural processes, and allowances for recreational uses."

**Renumber:** subsequent subsection

12. Page 2, line 7.

**Following:** "of all"

**Insert:** "public"

13. Page 2, line 8.

**Following:** the second "state"

**Strike:** ", "

**Insert:** "and"

**Following:** "federal"

**Strike:** ", and private"

14. Page 2, line 10.

**Strike:** "[section 2]"

**Insert:** "[section 1]"

15. Page 2, line 12.

**Following:** "support"

**Strike:** "forest restoration and"

16. Page 2, line 12 through line 13.

**Following:** "practices" on line 12

**Strike:** "on private" on line 12 through "Montana" on line 13

**Insert:** ", including forest restoration, on public forests in Montana consistent with all applicable laws and administrative requirements"

17. Page 2, line 14.

**Following:** "technical"

**Insert:** "information"

**Following:** "assistance to"

**Insert:** "nonindustrial,"

18. Page 2, line 17.

**Following:** "promote"

**Strike:** "the maintenance of"

**Following:** "industry"

**Insert:** "and other businesses that rely on public forest lands"

19. Page 2, line 20.

**Following:** "(6)"

**Strike:** "provide information and assistance for"

**Insert:** "promote"

20. Page 2, line 23.

**Strike:** "[section 2]"

**Insert:** "[section 1] and in which state interests are clearly involved"

21. Page 2, line 26 through line 27.

**Strike:** subsection (9) in its entirety

**Insert:** "(9) participate in and facilitate collaboration between traditional forest interests in reaching consensus-based solutions on federal land management issues."

22. Page 2, line 29 through page 3, line 1.

**Strike:** section 4 in its entirety

**Renumber:** subsequent section

23. Page 3, line 2.

**Strike:** "[Sections 1 through 3]"

**Insert:** "[Sections 1 and 2]"

24. Page 3, line 4 through line 5.

**Strike:** "[" on line 4 through "]" on line 5

**Insert:** "[sections 1 and 2]"

- END -

S BILL NO. 293

INTRODUCED BY

(Primary Sponsor)

A BILL FOR AN ACT ENTITLED: "AN ACT ~~CREATING THE MONTANA SUSTAINABLE FORESTS USE ACT;~~  
ESTABLISHING A STATE POLICY FOR MANAGEMENT <sup>Public</sup> OF FOREST LANDS; REQUIRING THE  
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION TO SUPPORT RESTORATION AND  
SUSTAINABLE FOREST MANAGEMENT PRACTICES; REQUIRING PROMOTION OF FOREST  
MANAGEMENT ACTIVITIES WITHIN AND ADJACENT TO THE WILDLAND URBAN INTERFACE; AND  
GRANTING AUTHORITY TO INTERVENE IN LITIGATION OR APPEALS OF FEDERAL FOREST  
MANAGEMENT PROJECTS."

WHEREAS, Montana's ~~state, federal, tribal, and private~~ <sup>Public</sup> forests are important environmental, economic,  
and recreational resources; and

WHEREAS, fire suppression and lack of active management <sup>on some public</sup> of forests has led to overstocked stands,  
unnatural distribution of tree species and age classes, and an increased susceptibility of forests to insect and  
disease epidemics and uncharacteristic wildfires that threaten Montana communities and watersheds; and

WHEREAS, two-thirds of the forests in Montana are managed by the federal government and include  
some of the most important environmental, economic, and recreational resources in the state; and

~~WHEREAS, more than one-quarter of the forests in Montana are privately owned and help provide clean  
air and water, timber and agroforestry products, fish and wildlife habitat, functional and intact watersheds,  
recreational opportunities, aesthetics, and open space amenities; and~~

~~WHEREAS, successful forest management is hampered by political boundaries when different public and  
private entities work independently and not cooperatively in promoting forest health and protection; and~~

#67 WHEREAS, the Department of Natural Resources and Conservation is uniquely situated to provide  
expertise and guidance on the management of <sup>Public</sup> forests in Montana.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

~~NEW SECTION. Section 1. Short title. [Sections 1 through 3] may be cited as the "Montana  
Sustainable Forests Use Act".~~

1  
2 **NEW SECTION. Section 2. Findings and policy.** (1) The legislature finds that the sustainable  
3 management of <sup>Public</sup>all forests in Montana is vital to conserving the state's natural resources and their economic and  
4 ecological potential for the benefit of all Montanans.

5 (2) The legislature finds that <sup>Public</sup>forests in Montana should be managed <sup>sustainably</sup>to maintain biodiversity, productivity,  
6 regeneration capacity, vitality, and potential to fulfill relevant ecological, economic, and social functions.

7 <sup>#117</sup> (3) The legislature declares that it is the policy of this state to promote the sustainable use of all forests <sup>Public</sup>  
8 within the state through sound management and collaboration with state, federal, <sup>and</sup>and private entities.

9  
10 **NEW SECTION. Section 3. Duties -- authority.** To implement the policy of [section 2], the department  
11 of natural resources and conservation shall:

12 (1) support ~~forest restoration and~~ sustainable forest management practices ~~on private, state, and federal~~  
13 ~~forests in Montana;~~ <sup>#16</sup> <sup>information</sup>

14 (2) provide technical <sup>non industrial</sup>and educational assistance to private forest landowners;

15 (3) promote forest management activities within and adjacent to the wildland urban interface and promote  
16 the implementation of community wildfire protection plans;

17 (4) promote ~~the maintenance of~~ a viable forest and wood products industry; <sup>#18</sup>

18 (5) represent the state's interest in the federal forest management planning and policy process, including  
19 establishing cooperative agency status with federal agencies;

20 (6) <sup>Promote</sup>~~provide information and assistance for~~ the development of an independent, long-term sustained yield  
21 calculation on Montana's federal forests;

22 (7) have the authority to intervene in litigation or appeals on federal forest management projects that  
23 comply with the policy in [section 2]; <sup>#20</sup>

24 (8) have the authority to enter into agreements with federal agencies to participate in forest management  
25 activities on federal lands; and

26 (9) ~~coordinate with government entities, nongovernmental organizations, and private entities to comply~~  
27 ~~with the provisions of [sections 1 through 3].~~

28  
29 **NEW SECTION. Section 4. Notification to tribal governments.** The secretary of state shall send a  
30 copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell

1 Chippewa tribe.

2

3 NEW SECTION. **Section 5. Codification instruction.** [Sections 1 through 3] are intended to be codified  
4 as an integral part of Title 76, chapter 13, and the provisions of Title 76, chapter 13, apply to [sections 1 through  
5 3].

6

- END -